

0002  
Redacted

**Mendez, Gayla**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Tuesday, March 03, 2015 12:27 PM  
**To:** McCall, Carolyn  
**Subject:** RE: 35th Avenue - Interview Summaries for

REDACTED

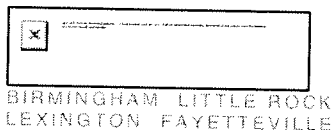
Ex C

Hi Carolyn,

Exemption 6 Personal Privacy

Thank you for forwarding the Interview Summaries. Ex C will be very happy to get his. I'll be looking out for the Affidavit's on Thursday.

Thanks again!



BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support  
Specialist*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330



**From:** McCall, Carolyn [mailto:McCall.Carolyn@epa.gov]  
**Sent:** Tuesday, March 03, 2015 11:19 AM  
**To:** Zondra Bess  
**Subject:** 35th Avenue - Interview Summaries for Mr. & Mrs. Smith

Hi Zondra,

Please find attached the interview summaries for both your clients Ex C for your records and their review. I will provide you with the formal Affidavit for each summary by Thursday, March 5, 2015. I would like to schedule them for Tuesday after 1:00pm at your office to obtain their signature on the Affidavits. If you have any questions do not hesitate to contact me at my office. Thanks for your help in this matter.

*Carolyn McCall*  
*Enforcement Project Manager*  
*SEIMB – Superfund Division*  
*404-562-8874 (Office)*  
*404-562-8843 (Fax)*

**Mendez, Gayla**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Tuesday, November 04, 2014 4:10 PM  
**To:** McCall, Carolyn  
**Subject:** Re: F\ E x L : Interview PDF

**REDACTED**

Hi Carolyn,

Exemption 6 Personal Privacy

Thanks for getting this to me so quickly. I will get this to E x L Thanks for your time today, as well.

See you Thursday morning.

Thanks,  
Zondra

>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 11/4/2014 3:08 PM >>>  
Hi Zondra,

Thanks again for your time. Attached is the pdf: E x L previous interview with EPA. We will deliver Mrs. E x L hard copy and CD on Thursday when we return to your office to interview E x L Please feel free to contact me should you need to discuss this further.

Carolyn McCall

**Mendez, Gayla****REDACTED**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Tuesday, October 28, 2014 4:21 PM  
**To:** McCall, Carolyn  
**Subject:** RE: 35th Avenue Interviews

Exemption 6 Personal Privacy

Carolyn,

I can follow-up with her and see if she has had a change of heart. It's been months since I contacted her about answering the questions. As far as ~~EX 6~~ is concerned I have not received a return call from him yet. I mentioned telling him to disregard my call based on your email referring to ~~EX 6~~ being represented, and not ~~EX 6~~

I'll keep you posted.

Thanks,  
 Zondra

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LEXINGTON FAYETTEVILLE

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 Birmingham, AL 35203  
 1-800-568-5330

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>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 10/28/2014 3:16 PM >>>  
 Hi Zondra,

Okay I'm slightly confused because of the message I received from our Community Outreach Office that ~~EX 6~~ had expressed an interest in speaking with EPA however, if she has expressed to you no interest in speaking with EPA I will disregard her message. We would love to speak with her father especially since he is a longtime resident but if you feel that he does not have an interest in speaking with us we will remove him from our list as well. Thanks for your update. Carolyn

**From:** Zondra Bess [mailto:ZBess@hwnn.com]  
**Sent:** Tuesday, October 28, 2014 3:13 PM  
**To:** McCall, Carolyn  
**Subject:** RE: 35th Avenue Interviews

Hi Carolyn,

I attempted to screen ~~EX 6~~ before and she is not interested. ~~EX 6~~ is her father and has been in the community for many years. I will tell him to disregard the phone call if he returns the call.

Thank you,  
 Zondra

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BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

Zondra Bess

35th Avenue Site Remediation

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Birmingham, AL 35203  
1-800-568-5330

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Exemption 6 Personal Privacy

>>> "McCall, Carolyn" <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)> 10/28/2014 2:05 PM >>>

Zondra,

The other client is Ms... Juanita James not Mr. James. She is represented according to our records.

**From:** McCall, Carolyn

**Sent:** Tuesday, October 28, 2014 2:52 PM

**To:** 'Zondra Bess'

**Subject:** 35th Avenue Interviews

Hi Zondra,

*Following up on our conversation on Monday, October 27<sup>th</sup>. EPA's Enforcement Team will travel to Birmingham on Monday, November 4, 2014, and would like to interview some of your clients which are listed below regarding the 35<sup>th</sup> Avenue Site. If you have additional clients who we have missed I would appreciate if you could schedule them during this trip as well. We have set aside Monday (11/4/14) afternoon and Tuesday (11/6/14) morning specifically for your clients. Other times are available if necessary. I would appreciate having your scheduled interview times by Friday (10/31/14) at noon. If you have any questions do not hesitate to contact me at 404-562-8874 or via email at [mccall.carolyn@epa.gov](mailto:mccall.carolyn@epa.gov).*

- 1) ~~EX 6~~ (Additional questions resulting from earlier interview)
- 2) ~~EX 6~~ (you wanted to screen him again)

Carolyn McCall

Enforcement Project Manager

Superfund Division -SEIMB

61 Forsyth Street NE

Atlanta, GA 30303

404-562-8874 (Office)

404-562-8842 (Fax)

**Mendez, Gayla**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Tuesday, October 28, 2014 3:13 PM  
**To:** McCall, Carolyn  
**Subject:** RE: 35th Avenue Interviews

Exemption 6 Personal Privacy

Hi Carolyn,

I attempted to screen ~~Ex L~~ and she is not interested. ~~Ex L~~ is her father and has been in the community for many years. I will tell him to disregard the phone call if he returns the call.

Thank you,  
Zondra

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BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
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Specialist  
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Birmingham, AL 35203  
1-800-568-5330

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>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 10/28/2014 2:05 PM >>>  
Zondra,

The other client is M ~~Ex L~~. She is represented according to our records.

**From:** McCall, Carolyn  
**Sent:** Tuesday, October 28, 2014 2:52 PM  
**To:** 'Zondra Bess'  
**Subject:** 35th Avenue Interviews

Hi Zondra,

*Following up on our conversation on Monday, October 27<sup>th</sup>. EPA's Enforcement Team will travel to Birmingham on Monday, November 4, 2014, and would like to interview some of your clients which are listed below regarding the 35<sup>th</sup> Avenue Site. If you have additional clients who we have missed I would appreciate if you could schedule them during this trip as well. We have set aside Monday (11/4/14) afternoon and Tuesday (11/6/14) morning specifically for your clients. Other times are available if necessary. I would appreciate having your scheduled interview times by Friday (10/31/14) at noon. If you have any questions do not hesitate to contact me at 404-562-8874 or via email at [mccall.carolyn@epa.gov](mailto:mccall.carolyn@epa.gov).*

- 1) ~~Ex L~~ Additional questions resulting from earlier interview)
- 2) ~~Ex L~~ (you wanted to screen him again)

Carolyn McCall

**Mendez, Gayla****REDACTED**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Tuesday, October 28, 2014 3:07 PM  
**To:** McCall, Carolyn  
**Cc:** Dax Whitfield  
**Subject:** Re: 35th Avenue Interviews

Exemption 6 Personal Privacy

Hi Carolyn,

As I mentioned when you contacted me on yesterday, I am working on a project deadline currently. I have left a message for both *E x L*. In reference to *E x L*, he has never been screened before. I met with him related to another matter and he mentioned he was previously employed by one of the plants in the area. Your Team mentioned the "older" people are more than likely knowledgeable about what may have taken place in the community. I mentioned him to your team members because he is an older gentleman and he has worked for one of the industries. I assume that's why they mentioned it to you. As soon as I hear back from them I will follow-up with you.

I am copying my Director Dax Whitfield on this email so he is aware of your intent to interview clients on next week.

Thank you,  
 Zondra

**HARE | WYNN**

NEWELL &amp; NEWTON

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LEXINGTON FAYETTEVILLE

**Zondra Bess**

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>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 10/28/2014 1:52 PM >>>

Hi Zondra,

*Following up on our conversation on Monday, October 27<sup>th</sup>. EPA's Enforcement Team will travel to Birmingham on Monday, November 4, 2014, and would like to interview some of your clients which are listed below regarding the 35<sup>th</sup> Avenue Site. If you have additional clients who we have missed I would appreciate if you could schedule them during this trip as well. We have set aside Monday (11/4/14) afternoon and Tuesday (11/6/14) morning specifically for your clients. Other times are available if necessary. I would appreciate having your scheduled interview times by Friday (10/31/14) at noon. If you have any questions do not hesitate to contact me at 404-562-8874 or via email at [mccall.carolyn@epa.gov](mailto:mccall.carolyn@epa.gov).*

- 1) *E x L* (Additional questions resulting from earlier interview)
- 2) *E x L* (you wanted to screen him again)

Carolyn McCall  
 Enforcement Project Manager  
 Superfund Division -SEIMB  
 61 Forsyth Street NE

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Mendez, Gayla

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Monday, October 06, 2014 12:17 PM  
**To:** McCall, Carolyn  
**Cc:** Brian Vines; Dax Whitfield; Debbie Byrd; Don McKenna; Jim Pratt  
**Subject:** 35th Avenue Interviews - UPDATE  
**Attachments:** WC3653\_35th Avenue Screening Questionnaire.docx

Exemption 6 Personal Privacy

Exemption 6 Personal Privacy

Carolyn,

I have scheduled the following client for an EPA Interview to be held at Hare Wynn.

Ex 6 - Friday 10/10/2014 @ 10:00 a.m.

I am waiting on a return call from an additional client that may possibly fit the criteria to be interviewed. I will keep you updated.

Thank you,

Zondra Bess

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BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**

*Litigation Support  
Specialist*

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1-800-568-5330

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## Screening Questionnaire for 35<sup>th</sup> Avenue

Name: ! E x 6

Address: E x 6

Current Contact Number: E x 6

E-Mail: n/a

### FILL MATERIAL

- 1) Do you have any knowledge of fill material (i.e. soil, sand, dirt) being placed on your property or any properties within the Collegeville, Harriman Park or Fairmont communities? NO – none other than the EPA completing clean-up on the properties.
- 2) How long have you resided at your current address? Do you own or rent the property? Is your current residence within the EPA cleanup area? (Didn't ask per Carolyn McCall instructions)
- 3) Do you have knowledge of local industries making fill material available to residential property owners? NO

### EMPLOYMENT

- 4) Have you ever been employed by any of the industries within the site area? If so what industries were you employed by? YES  
- E x 6
- 5) What was the timeframe of your employment? Describe the jobs you had while employed? ' E x 6 He



couldn't spell the name of the position he held for a four year period, however it was dealing with insulation and he witnessed it every day blowing out into the community. "It was very bad for the community", he said.

### **FLOODING**

- 1) During flooding in the area did you ever witness water migrating off the facility property into the communities of Collegeville, Harriman Park or Fairmont? (Didn't ask per Carolyn McCall instructions)**

Mendez, Gayla

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Tuesday, May 20, 2014 4:35 PM  
**To:** McCall, Carolyn  
**Cc:** Brian Vines; Snow, Jim  
**Subject:** RE: 35th Avenue EPA Interviews (Update)

Exemption 6 Personal Privacy

Hi Carolyn,

I have one additional EPA interview scheduled for Thursday, May 22, 2014 @ 1:00 p.m. with our client, EY. Please feel free to schedule other EPA interviews as I have no other confirmed clients to be interviewed. If I receive any return calls from our clients that meet your EPA screening criteria, I will email you the client's name and scheduled time for the EPA interview.

Thanks,  
Zondra

**HARE | WYNN**  
NEWELL & NEWTON  
BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support  
Specialist*

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1-800-568-5330

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>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 5/19/2014 6:53 PM >>>

Thanks for the update. What about the remaining clients? The team would like to schedule other interviews if your clients are not available. Please let me know if you have any others for interviews. Thanks Carolyn

**From:** Zondra Bess [mailto:ZBess@hwnn.com]  
**Sent:** Monday, May 19, 2014 4:10 PM  
**To:** McCall, Carolyn  
**Cc:** BVines@hwnn.com  
**Subject:** 35th Avenue EPA Interviews (Update)

Hi Carolyn,

I wanted to update you on our client's scheduled for EPA interviews tomorrow. EY will not be able to participate in the EPA interview scheduled for 05/20/2014 at 1:30, due to a family emergency. EY will remain scheduled for Tuesday, 5/20/2014 at 3:15 p.m.

Thanks,

Zondra

**Mendez, Gayla**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Monday, May 19, 2014 9:18 AM  
**To:** Brian Vines; McCall, Carolyn  
**Cc:** Snow, Jim  
**Subject:** RE: 35th Avenue interviews  
**Attachments:** ATT00007

Exemption 6 Personal Privacy

Hi Carolyn,

I do not have any completed EPA screening forms for anyone scheduled. When I contacted our clients, I asked the questions on the EPA Screening form, and based on their "yes" answers, I asked if they would come in for the EPA interview. I am currently waiting on confirmations from our clients for additional interview times. Once I have confirmed appointment times, I will be able to provide you with the client's names. Also, ~~Ex~~ will be present during his wife ~~Ex~~ interview on Tuesday, May 20, 2014 at 1:00 p.m.

Thank you,  
Zondra

**HARE | WYNN**

NEWELL &amp; NEWTON

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE**Zondra Bess***Litigation Support  
Specialist*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

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>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 5/18/2014 1:27 PM >>>  
Hi Briagn,

Checking to find out the status on your clients for EPA's interview trip this week. So far I have only received two names one being ~~Ex~~ whom we don't need to interview. Are there any others? Also can you provide me with the screening forms? Thanks for your assistance and I hope to hear from you on Monday morning..

Carolyn McCall

**From:** Brian Vines [mailto:bvines@hwnn.com]  
**Sent:** Friday, May 16, 2014 2:06 PM  
**To:** McCall, Carolyn  
**Cc:** Zondra Bess  
**Subject:** Re: 35th Avenue interviews

We will work on answering that question. Also, can you let me know if there is anyone else on that original list that you do not need to interview? I'm cc'ing Zondra who is handling all of the details.

Thanks,

Brian



BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Brian Vines**

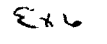
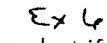
*Attorney*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330



On May 15, 2014, at 2:46 PM, McCall, Carolyn <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)> wrote:

Hi Brian,

Thanks for the names.  has spoken several times with EPA so we don't need to interview him however, we have never spoken with  Did she have information about fill material or working in the industries? If so we would like to interview her but if she doesn't have direct knowledge we will not need to interview her. Thanks

**From:** Brian Vines [<mailto:bvines@hwnn.com>]

**Sent:** Wednesday, May 14, 2014 10:40 PM

**To:** McCall, Carolyn

**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess

**Subject:** Re: 35th Avenue interviews

Here are some interviews for Tuesday. I'll keep you updated.

**1:30 - 3:00** -Jimmy & Earnestine Smith

**3:15 - 4:45** - Minnie McCurdy

<image001.jpg>

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Brian Vines**

*Attorney*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

<image002.jpg><image004.jpg>

On May 14, 2014, at 7:25 AM, McCall, Carolyn <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)> wrote:

Thanks Brian I look forward to hearing from you.

**From:** Brian Vines [<mailto:bvines@hwnn.com>]

**Sent:** Wednesday, May 14, 2014 6:47 AM

**To:** McCall, Carolyn

**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess

**Subject:** Re: 35th Avenue interviews

Carolyn,

Thank you for this information. We will get the process started and let you know how it goes.

Brian

<image001.jpg>

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Brian Vines**

Attorney

7025 3rd Avenue North  
Suite 600  
Birmingham, AL 35203  
1-800-568-5330

<image002.jpg> <image004.jpg>

On May 13, 2014, at 2:14 PM, McCall, Carolyn <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)> wrote:

Good Afternoon Brian,

Thank you for agreeing to assist our Team in conducting interviews with your clients. I am forwarding to you as an attachment to this email questions we would like you to use in screening your clients for an interview with EPA the week of May 19, 2014. As mentioned when we spoke on last Friday the Team will arrive in Birmingham on Monday, May 19<sup>th</sup> and start interviews on Tuesday, May 20<sup>th</sup>. It would be greatly appreciated if once the screening form is completed if your office could fax, scan and email them back to EPA along with any appointments your arrange for interviews. The fax number is 404-562-8842 and my email address is [mccall.carolyn@epa.gov](mailto:mccall.carolyn@epa.gov).

If you have any questions do not hesitate to contact me at 404-562-8874. Again thank you for your willingness to assist us in this matter.

Carolyn McCall  
Enforcement Project Manager  
SEIMB - Superfund Division  
404-562-8874  
404-562-8842 (fax)

<35th Avenue Screening Questionnaire.docx>

<image003.jpg>

<image003.jpg>

**Mendez, Gayla**

Exemption 6 Personal Privacy

**From:** Postmaster@hwnn.com on behalf of Brian Vines <BVines@hwnn.com>  
**Sent:** Tuesday, June 03, 2014 2:57 PM  
**To:** McCall, Carolyn  
**Subject:** RE: 35th Avenue interviews (Out of the Office)

I will be out of the office until June 4th. I will have limited access to email and voicemail. If you need to reach me, please contact Andi Marquez at 205-328-5330.

Birmingham Little Rock  
Lexington Fayetteville Brian Vines  
Attorney  
2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 06/03/14 13:56 >>>

Good Afternoon Brian,,

EPA would like to continue efforts to complete the remaining interviews with your clients. With that being said, I would like to notify you that EPA has scheduled a return trip to Birmingham during the week of June 16th. We would greatly appreciate your scheduling all of the remaining clients with knowledge of fill material during that week through Thursday afternoon. Interviewing can begin on Monday (6/16) at 12:00 pm through Thursday (6/19) at 12:00 pm. It would also be appreciated if I could receive the completed Screening Sheets by Thursday (6/12).

If you have any questions regarding this message do not hesitate to contact me.

Carolyn McCall  
Enforcement Project Manager  
SEIMB - Superfund Division  
404-562-8874 (Office)  
404-562-8842 (Fax)

From: Brian Vines [mailto:bvines@hwnn.com]  
Sent: Wednesday, May 14, 2014 10:40 PM  
To: McCall, Carolyn  
Cc: Snow, Jim; Strickland, Ray; Zondra Bess  
Subject: Re: 35th Avenue interviews

Here are some interviews for Tuesday. I'll keep you updated.

1:30 - 3:00

Ex 4

3:15 - 4:45 - Minnie McCurdy

[Image removed by sender. Hare Wynn Newell and Newton]<<http://www.hwinn.com>>

Birmingham<[https://maps.google.com/maps?f=q&source=s\\_q&hl=en&geocode=&q=Hare,+Wynn,+Newell+%26+Newton+LLP&aq=t&sll=32.576226,-86.680736&sspn=7.597193,16.907959&vpsrc=0&t=h&ie=UTF8&hq=&hnear=2025+3rd+Ave+N+%23800,+Birmingham,+Jefferson,+Alabama+35203&z=17&iwloc=A&cid=16235648764214708566](https://maps.google.com/maps?f=q&source=s_q&hl=en&geocode=&q=Hare,+Wynn,+Newell+%26+Newton+LLP&aq=t&sll=32.576226,-86.680736&sspn=7.597193,16.907959&vpsrc=0&t=h&ie=UTF8&hq=&hnear=2025+3rd+Ave+N+%23800,+Birmingham,+Jefferson,+Alabama+35203&z=17&iwloc=A&cid=16235648764214708566)> Little Rock<[https://maps.google.com/maps?f=q&source=s\\_q&hl=en&q=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&aq=&sll=33.516751,-86.805684&sspn=0.007344,0.016512&vpsrc=0&t=h&ie=UTF8&geocode=FfdIEgldmqB\\_-g&split=0&hq=&hnear=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&z=17&iwloc=A](https://maps.google.com/maps?f=q&source=s_q&hl=en&q=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&aq=&sll=33.516751,-86.805684&sspn=0.007344,0.016512&vpsrc=0&t=h&ie=UTF8&geocode=FfdIEgldmqB_-g&split=0&hq=&hnear=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&z=17&iwloc=A)>

Lexington<[https://maps.google.com/maps?f=q&source=s\\_q&hl=en&geocode=&q=200+West+Vine+Street+Suite+700+Lexington,+Kentucky+40507&aq=&sll=34.760183,-92.29911&sspn=0.007236,0.016512&vpsrc=6&t=h&g=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&ie=UTF8&hq=&hnear=200+W+Vine+St+%23700,+Lexington,+Fayette,+Kentucky+40507&ll=38.045979,-84.498671&spn=0.007799,0.018797&z=17&iwloc=A](https://maps.google.com/maps?f=q&source=s_q&hl=en&geocode=&q=200+West+Vine+Street+Suite+700+Lexington,+Kentucky+40507&aq=&sll=34.760183,-92.29911&sspn=0.007236,0.016512&vpsrc=6&t=h&g=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&ie=UTF8&hq=&hnear=200+W+Vine+St+%23700,+Lexington,+Fayette,+Kentucky+40507&ll=38.045979,-84.498671&spn=0.007799,0.018797&z=17&iwloc=A)> Fayetteville<[https://maps.google.com/maps?f=q&source=s\\_q&hl=en&geocode=&q=129A+West+Sunbridge+Drive,+Fayetteville,+AR&aq=&sll=36.098525,-94.159001&sspn=0.005033,0.008256&vpsrc=0&t=h&ie=UTF8&hq=&hnear=129+W+Sunbridge+Dr,+Fayetteville,+Arkansas+72703&z=17&iwloc=A](https://maps.google.com/maps?f=q&source=s_q&hl=en&geocode=&q=129A+West+Sunbridge+Drive,+Fayetteville,+AR&aq=&sll=36.098525,-94.159001&sspn=0.005033,0.008256&vpsrc=0&t=h&ie=UTF8&hq=&hnear=129+W+Sunbridge+Dr,+Fayetteville,+Arkansas+72703&z=17&iwloc=A)>

Brian Vines<<http://www.hwinn.com/attorneys/brian-m-vines>>  
Attorney

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Birmingham, AL 35203

1-800-568-5330

[Image removed by sender. Find Us On Facebook]<<https://www.facebook.com/pages/Hare-Wynn-Newell-Newton/124307224257222>> [Image removed by sender. Follow Us On Twitter]<[https://twitter.com/#!/Hare\\_Wynn](https://twitter.com/#!/Hare_Wynn)> [Image removed by sender. View Our LinkedIn Profile]<[http://www.linkedin.com/profile/view?id=6097890&locale=en\\_US&trk=tyah2](http://www.linkedin.com/profile/view?id=6097890&locale=en_US&trk=tyah2)>

On May 14, 2014, at 7:25 AM, McCall, Carolyn <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)><<mailto:McCall.Carolyn@epa.gov>>> wrote:

Thanks Brian I look forward to hearing from you.

From: Brian Vines [mailto:bvines@hwnn.com]  
Sent: Wednesday, May 14, 2014 6:47 AM  
To: McCall, Carolyn  
Cc: Snow, Jim; Strickland, Ray; Zondra Bess  
Subject: Re: 35th Avenue interviews

Carolyn,

Thank you for this information. We will get the process started and let you know how it goes.

Brian

<image001.jpg><http://www.hwnn.com/>

BIRMINGHAM<https://maps.google.com/maps?f=q&source=s\_q&hl=en&geocode=&q=Hare,+Wynn,+Newell+%26+Newton+LLP&aq=t&sll=32.576226,-86.680736&sspn=7.597193,16.907959&vpsrc=0&t=h&ie=UTF8&hq=&hnear=2025+3rd+Ave+N+%23800,+Birmingham,+Jefferson,+Alabama+35203&z=17&iwloc=A&cid=16235648764214708566> LITTLE ROCK<https://maps.google.com/maps?f=q&source=s\_q&hl=en&q=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&aq=&sll=33.516751,-86.805684&sspn=0.007344,0.016512&vpsrc=0&t=h&ie=UTF8&geocode=FfdlEgldmqB\_-g&split=0&hq=&hnear=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&z=17&iwloc=A>

LEXINGTON<https://maps.google.com/maps?f=q&source=s\_q&hl=en&geocode=&q=200+West+Vine+Street+Suite+700+Lexington,+Kentucky+40507&aq=&sll=34.760183,-92.29911&sspn=0.007236,0.016512&vpsrc=6&t=h&g=2226+Cottondale+Ln+%23210,+Little+Rock,+Pulaski,+Arkansas+72202&ie=UTF8&hq=&hnear=200+W+Vine+St+%23700,+Lexington,+Fayette,+Kentucky+40507&ll=38.045979,-84.498671&spn=0.007799,0.018797&z=17&iwloc=A> FAYETTEVILLE<https://maps.google.com/maps?f=q&source=s\_q&hl=en&geocode=&q=129A+West+Sunbridge+Drive,+Fayetteville,+AR&aq=&sll=36.098525,-94.159001&sspn=0.005033,0.008256&vpsrc=0&t=h&ie=UTF8&hq=&hnear=129+W+Sunbridge+Dr,+Fayetteville,+Arkansas+72703&z=17&iwloc=A>

Brian Vines<http://www.hwnn.com/attorneys/brian-m-vines>

Attorney

2025 3rd Avenue North

Suite 800

Birmingham, AL 35203

1-800-568-5330

<image002.jpg><https://www.facebook.com/pages/Hare-Wynn-Newell-

Newton/124307224257222><image004.jpg><http://www.linkedin.com/profile/view?id=6097890&locale=en\_US&trk=tyah2>

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Good Afternoon Brian,

Thank you for agreeing to assist our Team in conducting interviews with your clients. I am forwarding to you as an attachment to this email questions we would like you to use in screening your clients for an interview with EPA the week of May 19, 2014. As mentioned when we spoke on last Friday the Team will arrive in Birmingham on Monday, May 19th and start interviews on Tuesday, May 20th. It would be greatly appreciated if once the screening form is completed if your office could fax, scan and email them back to EPA along with any appointments your arrange for interviews. The fax number is 404-562-8842 and my email address is mccall.carolyn@epa.gov<mailto:mccall.carolyn@epa.gov>.

If you have any questions do not hesitate to contact me at 404-562-8874. Again thank you for your willingness to assist us in this matter.

Carolyn McCall  
Enforcement Project Manager  
SEIMB - Superfund Division  
404-562-8874  
404-562-8842 (fax)

<35th Avenue Screening Questionnaire.docx>

<image003.jpg>


**Mendez, Gayla**

**From:** Brian Vines <bvines@hwnn.com>  
**Sent:** Friday, May 16, 2014 2:06 PM  
**To:** McCall, Carolyn  
**Cc:** Zondra Bess  
**Subject:** Re: 35th Avenue interviews

We will work on answering that question. Also, can you let me know if there is anyone else on that original list that you do not need to interview? I'm cc'ing Zondra who is handling all of the details.

Thanks,

Brian


  
BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Brian Vines**  
*Attorney*  
2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330




On May 15, 2014, at 2:46 PM, McCall, Carolyn <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)> wrote:


Hi Brian,

Thanks for the names.  as spoken several times with EPA so we don't need to interview him however, we have never spoken with Earnestine. Did she have information about fill material or working in the industries? If so we would like to interview her but if she doesn't have direct knowledge we will not need to interview her. Thanks

**From:** Brian Vines [<mailto:bvines@hwnn.com>]  
**Sent:** Wednesday, May 14, 2014 10:40 PM  
**To:** McCall, Carolyn  
**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess  
**Subject:** Re: 35th Avenue interviews

Here are some interviews for Tuesday. I'll keep you updated.

1:30 - 3:00 - 

3:15 - 4:45 - 

<image001.jpg>

BIRMINGHAM LITTLE ROCK

LEXINGTON FAYETTEVILLE

**Brian Vines**

*Attorney*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

<image002.jpg> <image004.jpg>

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**From:** Brian Vines [<mailto:bvines@hwnn.com>]

**Sent:** Wednesday, May 14, 2014 6:47 AM

**To:** McCall, Carolyn

**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess

**Subject:** Re: 35th Avenue interviews

Carolyn,

Thank you for this information. We will get the process started and let you know how it goes.

Brian

<image001.jpg>

BIRMINGHAM LITTLE ROCK

LEXINGTON FAYETTEVILLE

**Brian Vines**

*Attorney*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

<image002.jpg> <image004.jpg>

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REDACTED

Mendez, Gayla

Exemption 6 Personal Privacy

**From:** Brian Vines <bvines@hwnn.com>  
**Sent:** Wednesday, May 14, 2014 10:40 PM  
**To:** McCall, Carolyn  
**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess  
**Subject:** Re: 35th Avenue interviews

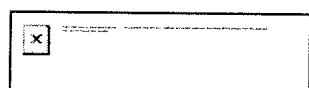
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1:30 - 3:00

Ex L

3:15 - 4:45

Ex L

  
 BIRMINGHAM LITTLE ROCK  
 LEXINGTON FAYETTEVILLE

**Brian Vines**

*Attorney*

2025 3rd Avenue North  
 Suite 800  
 Birmingham, AL 35203  
 1-800-568-5330



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**To:** McCall, Carolyn  
**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess  
**Subject:** Re: 35th Avenue interviews

Carolyn,

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Brian

<image001.jpg>

BIRMINGHAM LITTLE ROCK

LEXINGTON FAYETTEVILLE

**Brian Vines**

*Attorney*

2025 3rd Avenue North  
 Suite 800  
 Birmingham, AL 35203  
 1-800-568-5330

<image002.jpg> <image004.jpg>

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If you have any questions do not hesitate to contact me at 404-562-8874. Again thank you for your willingness to assist us in this matter.

Carolyn McCall  
Enforcement Project Manager  
SEIMB – Superfund Division  
404-562-8874  
404-562-8842 (fax)

<35th Avenue Screening Questionnaire.docx>

<image003.jpg>

0014

REDACTED

**Mendez, Gayla**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Wednesday, May 21, 2014 11:38 AM  
**To:** McCall, Carolyn  
**Cc:** BVines@hwnn.com; Snow, Jim  
**Subject:** 35th Avenue EPA Interviews  
**Attachments:** WC6173 - Ex 6 EPA Screening Form.pdf

Exemption 6 Personal Privacy

Carolyn,

Please find attached the EPA Screening Questionnaire for 35th Avenue, completed for our client 'Ex 6' (WC6173). Mr. Bolden is scheduled for Thursday, May 22, 2014 at 1:00 p.m. and will be a good candidate for the EPA interview.

Thank you,  
Zondra

**HARE | WYNN**  
NEWELL & NEWTON

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support  
Specialist*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

f t in

## Screening Questionnaire for 35<sup>th</sup> Avenue

Name Ex 6 (WC 6173)

Addr. Ex 6

Current Contact Number Ex 6

E-Mail \_\_\_\_\_

### FILL MATERIAL

- 1) Do you have any knowledge of fill material (i.e. soil, sand, dirt) being placed on your property or any properties within the Collegeville, Harriman Park or Fairmont communities? *Client responded, "yes, all of the time across the street from his house."*
- 2) How long have you resided at your current address? Do you own or rent the property? Is your current residence within the EPA cleanup area? *Client owns property and it is located within the EPA Cleanup area.*
- 3) Do you have knowledge of local industries making fill material available to residential property owners? *Client responded, "yes".*

### EMPLOYMENT

- 4) Have you ever been employed by any of the industries within the site area? If so what industries were you employed by? *Client worked at Ex 6*
- 5) What was the time frame or your employment? Describe the jobs you had while employed? *Client was at work and could not elaborate while on the phone.*

**FLOODING**

- 6) During flooding in the area did you ever witness water migrating off the facility property into the communities of Collegeville, Harriman Park or Fairmont? *Client answered, "yes".*



REDACTED

**Mendez, Gayla**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Friday, July 11, 2014 11:00 AM  
**To:** McCall, Carolyn  
**Cc:** Jim Pratt; BVines@hwnn.com  
**Subject:** RE: FW: 35th Avenue interviews  
**Attachments:** ATT00011

Exemption 6 Personal Privacy

Good morning Carolyn,

I have a confirmed appointment with Mr. *E X G* for Monday, July 14, 2014 at 1:00 p.m. to be interviewed by the EPA. Please let me know if there is a conflict with this scheduled time.

Thank you,  
 Zondra

**HARE | WYNN**

NEWELL &amp; NEWTON

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**

*Litigation Support  
 Specialist*

2025 3rd Avenue North  
 Suite 800  
 Birmingham, AL 35203  
 1-800-568-5330

f t in

>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 7/8/2014 9:50 AM >>>  
 Thanks. I'll wait to hear from you.

**From:** Zondra Bess [mailto:ZBess@hwnn.com]  
**Sent:** Tuesday, July 08, 2014 10:32 AM  
**To:** McCall, Carolyn  
**Subject:** RE: FW: 35th Avenue interviews

Good morning Carolyn,

I will contact Mr. *E X G* and check her availability. I will contact you back as soon as I speak with her.

Thank you,  
 Zondra

**HARE | WYNN**

NEWELL &amp; NEWTON

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE


**Zondra Bess**

*Litigation Support Specialist*

2025 3rd Avenue North  
 Suite 800  
 Birmingham, AL 35203  
 1-800-568-5330

f t in


>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 7/8/2014 9:29 AM >>>  
 Good Morning Zondra,

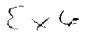
EPA is once again planning a trip to Birmingham the week of July 14<sup>th</sup> to conduct interviews for the 35<sup>th</sup> Avenue Site. If she could make herself available we would like to interview  the afternoon of the 14<sup>th</sup> or anytime on Wednesday the 16<sup>th</sup>. We have already scheduled out Tuesday. Please confirm if this time will work for her and let me know by Thursday, July 19<sup>th</sup>. This may be our final trip for interviewing purposes. Thanks for your assistance in this matter.

Carolyn McCall  
Enforcement Project Manager  
SEIMB - SFD  
404-562-8874

**From:** Zondra Bess [<mailto:ZBess@hwnn.com>]  
**Sent:** Friday, June 13, 2014 5:58 PM  
**To:** McCall, Carolyn  
**Cc:** Dax Whitfield; Debbie Byrd  
**Subject:** RE: FW: 35th Avenue interviews

Carolyn,

I spoke with  and she was unable to complete the EPA Screening Questionnaire due to her time being limited. Mrs. Smith said that she will not know until Monday if or when she will be able to come in for an interview. I gave her the available time slots you and I discussed earlier, and she just said she will call back on Monday. Her sister is being released from the hospital today and until she knows when her follow-up appointments are she can not commit to do anything else, as that is where her focus is right now.

As soon as I hear from  on Monday I will send you an email.

Thanks,

Zondra

**HARE | WYNN**  
NEWELL & NEWTON  
BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support Specialist*  
2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

>>> "McCall, Carolyn" <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)> 6/10/2014 10:25 AM >>>  
Thanks

**From:** Zondra Bess [mailto:ZBess@hwnn.com]  
**Sent:** Tuesday, June 10, 2014 11:21 AM  
**To:** McCall, Carolyn  
**Subject:** RE: FW: 35th Avenue interviews

Good morning Carolyn,

I have not had any good candidates to schedule any interviews for the week of June 16th. If that changes between now and June 12th, I will send you the EPA Screening form(s) and scheduled interview time(s).

Thanks,  
Zondra

**HARE | WYNN**  
NEWELL & NEWTON  
BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support Specialist*  
2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

f t in

>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 6/10/2014 10:15 AM >>>  
Good Morning Zondra,

Can you provide me a status on the interviews for the week of June 16<sup>th</sup>. Thanks

**From:** Zondra Bess [mailto:ZBess@hwnn.com]  
**Sent:** Tuesday, June 03, 2014 3:23 PM  
**To:** McCall, Carolyn  
**Subject:** RE: FW: 35th Avenue interviews

You are very welcome.

>>> "McCall, Carolyn" <McCall.Carolyn@epa.gov> 6/3/2014 2:21 PM >>>  
Thank you for all your help.

**From:** Zondra Bess [mailto:ZBess@hwnn.com]  
**Sent:** Tuesday, June 03, 2014 3:15 PM  
**To:** McCall, Carolyn  
**Cc:** BVines@hwnn.com  
**Subject:** Re: FW: 35th Avenue interviews

Good afternoon Carolyn,

I have contacted all of the clients on the list and I am currently waiting on a return call from six (6) of them. Everyone else listed on the list provided by the EPA, with the exception of the three clients that you indicated don't need to be interviewed again, had no knowledge of any fill material being provided to residents or being placed on any properties within the Collegeville, Harriman Park or Fairmont communities. I will certainly provide you before 6/12/2014 with the completed EPA Screening Forms if I am successful in scheduling any interviews with client's that meet the criteria.

Thanks,  
Zondra

>>> "McCall, Carolyn" <[McCall.Carolyn@epa.gov](mailto:McCall.Carolyn@epa.gov)> 6/3/2014 1:58 PM >>>

Good Afternoon Brian,

EPA would like to continue efforts to complete the remaining interviews with your clients. With that being said, I would like to notify you that EPA has scheduled a return trip to Birmingham during the week of June 16<sup>th</sup>. We would greatly appreciate your scheduling all of the remaining clients with knowledge of fill material during that week through Thursday afternoon. Interviewing can begin on Monday (6/16) at 12:00 pm through Thursday (6/19) at 12:00 pm. It would also be appreciated if I could receive the completed Screening Sheets by Thursday (6/12).

If you have any questions regarding this message do not hesitate to contact me.


*Carolyn McCall*  
*Enforcement Project Manager*  
*SEIMB - Superfund Division*  
*404-562-8874 (Office)*  
*404-562-8842 (Fax)*

**From:** Brian Vines [<mailto:bvines@hwnn.com>]  
**Sent:** Wednesday, May 14, 2014 10:40 PM  
**To:** McCall, Carolyn  
**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess  
**Subject:** Re: 35th Avenue interviews

Here are some interviews for Tuesday. I'll keep you updated.

**1:30 - 3:00**      Ex 6

**3:15 - 4:45**      Ex 6

  
BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Brian Vines**

*Attorney*

2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330



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**Sent:** Wednesday, May 14, 2014 6:47 AM  
**To:** McCall, Carolyn  
**Cc:** Snow, Jim; Strickland, Ray; Zondra Bess  
**Subject:** Re: 35th Avenue interviews

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Brian

<image001.jpg>

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Brian Vines**

Attorney  
2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330

<image002.jpg> <image004.jpg>

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Carolyn McCall  
Enforcement Project Manager  
SEIMB - Superfund Division  
404-562-8874  
404-562-8842 (fax)

<35th Avenue Screening Questionnaire.docx>

<image003.jpg>

0017

REDACTED

Mendez, Gayla

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Thursday, July 10, 2014 6:37 PM  
**To:** McCall, Carolyn  
**Subject:** RE: FW: 35th Avenue interviews  
**Attachments:** ATT00011

Exemption 6 Personal Privacy

Carolyn,

I was able to finally connect with [REDACTED] and she will give me a call back tonight, no later than in the morning with her availability. I will let you know as soon as I have heard back from her.

Thanks,  
 Zondra

HARE | WYNN

NEWELL &amp; NEWTON

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess***Litigation Support Specialist*

2025 3rd Avenue North  
 Suite 800  
 Birmingham, AL 35203  
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f in

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HARE | WYNN

NEWELL &amp; NEWTON

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**Cc:** Dax Whitfield; Debbie Byrd  
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Carolyn,

I spoke with L ~~Σ x C~~ and she was unable to complete the EPA Screening Questionnaire due to her time being limited. ~~Σ x C~~ said that she will not know until Monday if or when she will be able to come in for an interview. I gave her the available time slots you and I discussed earlier, and she just said she will call back on Monday. Her sister is being released from the hospital today and until she knows when her follow-up appointments are she can not commit to do anything else, as that is where her focus is right now.

As soon as I hear from L ~~Σ x C~~ on Monday I will send you an email.

Thanks,

Zondra

**HARE | WYNN**  
NEWELL & NEWTON  
BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support Specialist*  
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Birmingham, AL 35203  
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f in

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**To:** McCall, Carolyn  
**Subject:** RE: FW: 35th Avenue interviews

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**HARE | WYNN**  
NEWELL & NEWTON  
BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support Specialist*  
2025 3rd Avenue North  
Suite 800  
Birmingham, AL 35203  
1-800-568-5330  
f t in

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*Carolyn McCall*  
*Enforcement Project Manager*  
*SEIMB - Superfund Division*  
*404-562-8874 (Office)*  
*404-562-8842 (Fax)*

**From:** Brian Vines [<mailto:bvines@hwinn.com>]  
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**To:** McCall, Carolyn  
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BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

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<image001.jpg>

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If you have any questions do not hesitate to contact me at 404-562-8874. Again thank you for your willingness to assist us in this matter.

Carolyn McCall  
Enforcement Project Manager  
SEIMB - Superfund Division  
404-562-8874  
404-562-8842 (fax)

<35th Avenue Screening Questionnaire.docx>

<image003.jpg>

**Mendez, Gayla****REDACTED**

**From:** Zondra Bess <ZBess@hwnn.com>  
**Sent:** Friday, June 13, 2014 5:58 PM  
**To:** McCall, Carolyn  
**Cc:** Dax Whitfield; Debbie Byrd  
**Subject:** RE: FW: 35th Avenue interviews  
**Attachments:** ATT00011

Exemption 6 Personal Privacy

Carolyn,

I spoke with [REDACTED] and she was unable to complete the EPA Screening Questionnaire due to her time being limited. [REDACTED] said that she will not know until Monday if or when she will be able to come in for an interview. I gave her the available time slots you and I discussed earlier, and she just said she will call back on Monday. Her sister is being released from the hospital today and until she knows when her follow-up appointments are she can not commit to do anything else, as that is where her focus is right now.

As soon as I hear from [REDACTED] on Monday I will send you an email.

Thanks,

Zondra

**HARE | WYNN**  
 NEWELL & NEWTON

BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

**Zondra Bess**  
*Litigation Support  
 Specialist*

2025 3rd Avenue North  
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LEXINGTON FAYETTEVILLE

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<image001.jpg>

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LEXINGTON FAYETTEVILLE

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<image003.jpg>

0019

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REDACTED

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Exemption 6 Personal Privacy

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Exemption 6 Personal Privacy

3:15 - 4:45 -



BIRMINGHAM LITTLE ROCK  
LEXINGTON FAYETTEVILLE

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<35th Avenue Screening Questionnaire.docx>

<image003.jpg>

REDACTED

**Smith, Stephen**

**From:** Smith, Stephen  
**Sent:** Monday, February 11, 2013 4:58 PM  
**To:** Don McKenna  
**Cc:** 35AveSiteFile; Mann, Teresa  
**Subject:** 35th Avenue - Sampling Results Letters

Exemption 6 Personal Privacy

As discussed, attached is the list of Hare Wynn clients of which the EPA expects to mail sampling results this week. I have confirmed that the letters will be directed to your office. Please let me know if you have any further questions.



harewynnproper...

---

Stephen P. Smith  
U.S. Environmental Protection Agency, Region 4  
Office of Environmental Accountability  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
Ph: (404) 562-9554  
Fax: (404) 562-9486  
smith.stephen@epa.gov

CONFIDENTIALITY NOTICE: This message is being sent by or on behalf of an attorney. It is intended exclusively for the individual(s) or entity(ies) to whom or to which it is addressed. This communication may contain information that is proprietary, privileged, or confidential or otherwise legally exempt from disclosure. If you are not the named addressee, you are not authorized to read, print, retain, copy, or disseminate this message or any part of it. If you have received this message in error, please notify the sender immediately by email and delete all copies of the message.

PropertyID	Property Nu	Property Street	First Name	Last Name	Mailing Numbe	Mailing Street	City - Mailin	State - Mailing	Address
CV-0099									
CV-0126									
CV-0126									
CV-0164									
CV-0165									
CV-0248									
CV-0249									
CV-0263									
CV-0267									
CV-0272									
CV-0272									
CV-0293									
CV-0323									
CV-0326									
CV-0327									
CV-0474									
CV-0475									
CV-0475									
CV-0559									
CV-0588									
CV-0588									
CV-0665									
FM-0035									
FM-0035									
FM-0088									
FM-0102									
FM-0130									
FM-0131									
FM-0135									
FM-0263									
FM-0265									
FM-0269									
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FM-0297									
FM-0297									
HP-0237									

REDACTED

Exemption 6 Personal Privacy

REDACTED

**Smith, Stephen**

**From:** Lodin, Marianne  
**Sent:** Tuesday, January 28, 2014 11:14 AM  
**To:** Don McKenna  
**Cc:** 35AveSiteFile; Smith, Stephen  
**Subject:** 35th Avenue - OSC visit to Phase I residences  
**Attachments:** Represented Phase I Removal Properties for Week of 1-27-14.xlsx

Exemption 6 Personal Privacy

Don,

The On-Scene Coordinators are beginning their initial visits to the properties comprising the Phase I Removal properties. You should have received the letters informing your clients of this if they were in fact part of the first phase of the removal action. For the immediate need, the OSCs would like to visit the clients in the second spreadsheet this week. We will provide you with a list of the upcoming visits as soon as I am able.

The purpose of the visit is to conduct a visual survey of the residential properties and determine the occupants in the home. This will involve discussions with the residents, as a result. However, no work is being conducted. We need to know whether counsel would like to be present for these OSC visits or whether you find it acceptable for the OSCs to proceed without you being present? If it is the latter, we will need to set up a scheduling system. Because of travel costs, we cannot delay these visits by much and will need someone to be readily available. If you have questions, please feel free to give me a call.

Regards,  
Marianne

Marianne Ortiz Lodin  
Associate Regional Counsel  
U.S. Environmental Protection Agency, Region 4  
Office of Environmental Accountability  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(P) 404-562-9547  
(E) lodin.marianne@epa.gov

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## Smith, Stephen

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**Subject:** RE: 35th Avenue - OSC visit to Phase I residences  
**Attachments:** Represented Phase 1 Removal Properties.xlsx

Don, for your convenience, attached is a full list of your clients that are a part of the Phase I Removal Properties (and hence, will be a property visited by the OSCs in the next two weeks).

Thank you,  
Marianne

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**Cc:** 35AveSiteFile; Smith, Stephen  
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Marianne Ortiz Lodin  
Associate Regional Counsel  
U.S. Environmental Protection Agency, Region 4  
Office of Environmental Accountability  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(P) 404-562-9547  
(E) [lodin.marianne@epa.gov](mailto:lodin.marianne@epa.gov)

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## Smith, Stephen

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**From:** Lodin, Marianne  
**Sent:** Thursday, January 30, 2014 9:55 AM  
**To:** Don McKenna; bvines@hwnn.com  
**Cc:** 35AveSiteFile; Smith, Stephen  
**Subject:** RE: 35th Avenue - OSC visit to Phase I residences

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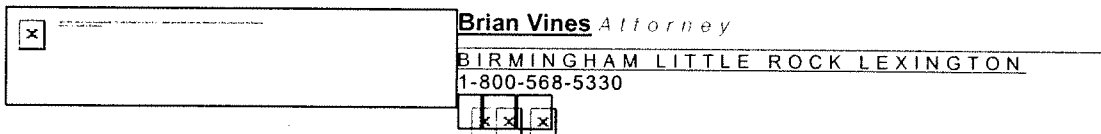
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**To:** Brian Vines  
**Cc:** Don McKenna; 35AveSiteFile; Smith, Stephen  
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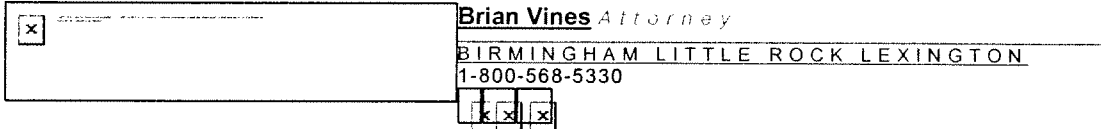
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## Smith, Stephen

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**From:** Brian Vines <bvines@hwnn.com>  
**Sent:** Monday, February 03, 2014 4:31 PM  
**To:** Lodin, Marianne  
**Cc:** Don McKenna; 35AveSiteFile; Smith, Stephen  
**Subject:** Re: 35th Avenue - OSC visit to Phase I residences

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**From:** Lodin, Marianne  
**Sent:** Tuesday, February 04, 2014 9:26 AM  
**To:** Brian Vines  
**Cc:** Don McKenna; 35AveSiteFile; Smith, Stephen  
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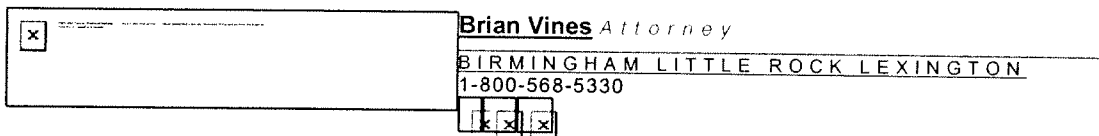
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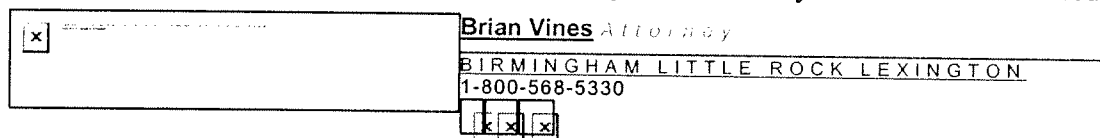
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**From:** Lodin, Marianne  
**Sent:** Wednesday, February 05, 2014 8:59 AM  
**To:** Brian Vines  
**Cc:** Don McKenna; 35AveSiteFile; Smith, Stephen  
**Subject:** RE: 35th Avenue - OSC visit to Phase I residences

Sounds great. We'll speak soon, then.

**From:** Brian Vines [mailto:bvines@hwnn.com]  
**Sent:** Tuesday, February 04, 2014 9:50 AM  
**To:** Lodin, Marianne  
**Cc:** Don McKenna; 35AveSiteFile; Smith, Stephen  
**Subject:** Re: 35th Avenue - OSC visit to Phase I residences

Let's do it at 9:30 EST, just call the 1-800 number below and ask for me.

All the best,

Brian

**HARE | WYNN**  
NEWELL & NEWTON

**Brian Vines** *Attorney*

BIRMINGHAM LITTLE ROCK LEXINGTON  
1-800-568-5330

f t in

On Feb 4, 2014, at 8:26 AM, Lodin, Marianne <[Lodin.Marianne@epa.gov](mailto:Lodin.Marianne@epa.gov)> wrote:

Yes. I can do 9:30am (est) on Wednesday or anytime after 11:30. Please let us know what time may work better for you.

Thank you,  
Marianne

**From:** Brian Vines [mailto:bvines@hwnn.com]  
**Sent:** Monday, February 03, 2014 4:31 PM  
**To:** Lodin, Marianne  
**Cc:** Don McKenna; 35AveSiteFile; Smith, Stephen  
**Subject:** Re: 35th Avenue - OSC visit to Phase I residences

Marianne, I'm around the rest of the week. Do you availability for a call on Wednesday?

On Jan 31, 2014, at 10:01 AM, Lodin, Marianne <[Lodin.Marianne@epa.gov](mailto:Lodin.Marianne@epa.gov)> wrote:

Thanks, Brian. I'm sorry to hear y'all got it too. Our schools are still closed today as result of the road conditions and abandoned cars still out there.

We can also have the call early next week, as you mentioned (though the earlier, the better). I look forward to hearing back on your and Don's availability.

Regards,  
Marianne

**From:** Brian Vines [<mailto:bvines@hwnn.com>]  
**Sent:** Friday, January 31, 2014 9:50 AM  
**To:** Lodin, Marianne  
**Cc:** Don McKenna; 35AveSiteFile; Smith, Stephen  
**Subject:** Re: 35th Avenue - OSC visit to Phase I residences

Marianne,

I'm around today, but you are right, Bham got it bad... Not as bad as ATL, but bad. I think Don, who was out of town, got in late last night after two long days of travel, so I'm not sure what his schedule is like today. If we don't talk today, let's try to talk early next week. When we know our schedule today, we'll let you know.

All the best,

Brian

On Jan 30, 2014, at 8:54 AM, Lodin, Marianne <[Lodin.Marianne@epa.gov](mailto:Lodin.Marianne@epa.gov)> wrote:

Don and Brian,

I'm resending this email with the hopes that we can schedule a conference call. If Birmingham is in similar condition to Atlanta, I understand that it may not yet be business as usual as a result of the weather delays. Would you all be available for a conference call on Friday to discuss this issue and a few others regarding your clients' properties and the prep work needed to initiate a removal action? I'm generally available on Friday and can work around your schedules.

Thank you,  
Marianne

**From:** Lodin, Marianne  
**Sent:** Tuesday, January 28, 2014 11:36 AM  
**To:** 'Don McKenna'  
**Cc:** 35AveSiteFile; Smith, Stephen  
**Subject:** RE: 35th Avenue - OSC visit to Phase I residences

Don, for your convenience, attached is a full list of your clients that are a part of the Phase I Removal Properties (and hence, will be a property visited by the OSCs in the next two weeks).

Thank you,  
Marianne

**From:** Lodin, Marianne  
**Sent:** Tuesday, January 28, 2014 11:14 AM  
**To:** 'Don McKenna'  
**Cc:** 35AveSiteFile; Smith, Stephen  
**Subject:** 35th Avenue - OSC visit to Phase I residences

Don,

The On-Scene Coordinators are beginning their initial visits to the properties comprising the Phase I Removal properties. You should have received the letters informing your clients of this if they were in fact part of the first phase of the removal action. For the immediate need, the OSCs would like to visit the clients in the second spreadsheet this week. We will provide you with a list of the upcoming visits as soon as I am able.

The purpose of the visit is to conduct a visual survey of the residential properties and determine the occupants in the home. This will involve discussions with the residents, as a result. However, no work is being conducted. We need to know whether counsel would like to be present for these OSC visits or whether you find it acceptable for the OSCs to proceed without you being present? If it is the latter, we will need to set up a scheduling system. Because of travel costs, we cannot delay these visits by much and will need someone to be readily available. If you have questions, please feel free to give me a call.

Regards,  
Marianne

Marianne Ortiz Lodin  
Associate Regional Counsel  
U.S. Environmental Protection Agency, Region 4  
Office of Environmental Accountability  
61 Forsyth Street, S.W.  
Atlanta, Georgia 30303  
(P) 404-562-9547  
(E) [lodin.marianne@epa.gov](mailto:lodin.marianne@epa.gov)

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Property ID	Street No.	Street Name	Name
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CV-0629			
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CV-0038			
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CV-0035			
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CV-0090			
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CV-1319			
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HP-0195			
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FM-0351			
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REDACTED

Exemption 6 Personal Privacy

Property ID	Legal Rep	Property Address	Property Name	Owner's Name	Owner's Name
CV-0035					
CV-0038					
CV-0090					
CV-0109					
CV-0212					
CV-0226					
CV-0228					
CV-0233					
CV-0242					
CV-0285					
CV-0407					
CV-0529					
CV-0551					
CV-0579					
CV-0629					
CV-0710					
CV-0886					
CV-1319					
FM-0075					
FM-0195					
FM-0265					
FM-0351					
HP-0005					
HP-0025					
HP-0072					
HP-0195					
HP-0200					
HP-0218					
HP-0295					

REDACTED

Exemption 6 Personal Privacy

REDACTED

**Smith, Stephen**

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**From:** Lodin, Marianne  
**Sent:** Thursday, February 06, 2014 8:26 AM  
**To:** Brian Vines; Don McKenna  
**Cc:** 35AveSiteFile; Smith, Stephen  
**Subject:** 35th Avenue Phase I Hare Wynn Addresses

Exemption 6 Personal Privacy

Good morning,

Attached please find the spreadsheet with your clients' addresses that are included in Phase I of the removal.

Please let us know if you have any questions.

Regards,  
Marianne

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## Smith, Stephen

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**From:** Lodin, Marianne  
**Sent:** Thursday, February 06, 2014 8:27 AM  
**To:** Brian Vines; Don McKenna  
**Cc:** 35AveSiteFile; Smith, Stephen  
**Subject:** RE: 35th Avenue Phase I Hare Wynn Adresses  
**Attachments:** Represented Phase 1 Removal Properties.xlsx

Apologies...attachment is now included.

**From:** Lodin, Marianne  
**Sent:** Thursday, February 06, 2014 8:26 AM  
**To:** 'Brian Vines'; Don McKenna  
**Cc:** 35AveSiteFile; Smith, Stephen  
**Subject:** 35th Avenue Phase I Hare Wynn Adresses

Good morning,

Attached please find the spreadsheet with your clients' addresses that are included in Phase I of the removal.

Please let us know if you have any questions.

Regards,  
Marianne

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